

*BMS*

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

**FILED**

EDWARD BRACEY,

*17*  
JAN - 6 2003

CIVIL ACTION

Petitioner,

MICHAEL E. KUNZ, Clerk

No. 02-3685

v.

By

Dep. Clerk

JEFFREY BEARD, Commissioner, :  
Pennsylvania Department of Corrections; :  
DONALD T. VAUGHN, Superintendent of the :  
State Correctional Institution at Graterford, and :  
JOSEPH P. MAZURKIEWICZ, Superintendent :  
of the State Correctional Institution at :  
Rockview, :

**THIS IS A CAPITAL CASE**

(Hon. Berle M. Schiller)

Respondents. :

**SCHEDULING ORDER**

The Court hereby ORDERS as follows:

1. The Petitioner shall file his memorandum in support of his petition for writ of habeas corpus by March 3, 2003.
2. The Respondent shall file a response 90 days thereafter or shall inform the Court if additional time is needed. (The Petitioner has no objection to such a request.)
3. DONE and ORDERED this 7 day of January 2003

*BMS*  
District Court Judge

cc: Clerk of Court  
Counsel for the Parties

*X*

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

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EDWARD BRACEY,

Petitioner,

v.

JEFFREY BEARD, Commissioner,  
Pennsylvania Department of Corrections;  
DONALD T. VAUGHN, Superintendent of the  
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**PROPOSED SCHEDULE FOR PETITIONER'S MEMORANDUM  
AND RESPONDENT/COMMONWEALTH'S RESPONSE**

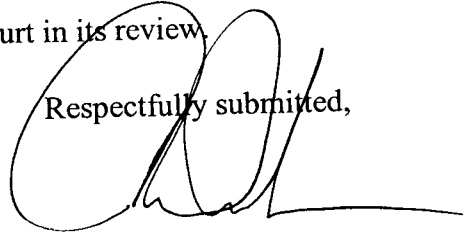
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Petitioner, through counsel, respectfully submits the accompanying proposed schedule for Petitioner's memorandum and the Respondent/Commonwealth's response in this capital habeas case. Petitioner has filed his petition for writ of habeas corpus, but has not yet completed his memorandum of law and the Commonwealth has not filed a response.

This matter was discussed by counsel for the parties, who agreed to the attached proposed schedule. It makes sense for the Commonwealth to file its response after receipt of Petitioner's

memorandum.<sup>1</sup> The proposed schedule shall allow the parties to brief the issues in this case in a manner that, we hope, shall ultimately aid the Court in its review.

Respectfully submitted,



Billy H. Nolas  
Robert Brett Dunham  
Defender Association of Philadelphia  
Federal Court Division, Capital Habeas Unit  
The Curtis Center, Suite 545 West  
Independence Square West  
Philadelphia, PA 19106  
(215) 928-0520

Counsel for Petitioner, Edward Bracey

Dated: January 6, 2003

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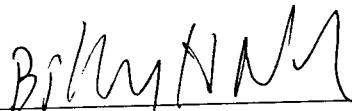
<sup>1</sup>Petitioner has not objection to the Commonwealth being provided additional time than stated in the proposed schedule.

**CERTIFICATE OF SERVICE**

I hereby certify that on this date, I caused the foregoing Proposed Schedule for Petitioner's Memorandum and Respondent/Commonwealth's Response to be served on the following person at the location and in the manner indicated below:

**VIA FIRST-CLASS MAIL**

Thomas Dolgenos, Esq.  
Assistant District Attorney  
Office of the Philadelphia County District Attorney  
1421 Arch Street  
Philadelphia, PA 19107

  
\_\_\_\_\_  
Billy H. Nolas

1/6/03